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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Egan et al.

Appln. No.: 09/905,188

Filing Date: July 13, 2001

For: **Methods for Treating Fibrotic
Diseases or Other Conditions IC**

Reference: 361331-510

Art Unit: 1614

Examiner: Cybille Delacroix-Muirhead

RESPONSE TO
ELECTION REQUIREMENT AND
AMENDMENT

RECEIVED

DEC 13 2002

TECH CENTER 1600/2900

Commissioner for Patents
Washington, DC 20231

Responsive to the Office Action dated September 11, 2002, the response set forth below is respectfully submitted.¹ Since November 11, 2002 is a holiday, the present response is timely filed on or before November 12, 2002 with a Petition for an Extension of Time (one month).

Election:

In the Office Action, Applicants were required under 35 U.S.C. §121 to elect one of several groups of species related to a method of treating an indication of the invention by administering a compound of the Formula (I). Relating to the compounds of the Formula (I), Applicants were required to elect a single group for the chemical radical **Q**, a single species for **Z**, and a single species for **Y**. Applicants were also required to elect single indication.

Applicants respectfully traverse the restriction. Applicants submit that the restriction is improper as it fails to set forth the reasons why the groups presented represent independent and

¹ I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH SUFFICIENT POSTAGE WITH THE UNITED STATES POSTAL SERVICE AS FIRST-CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231, ON 11/12/02

By: Peggy Ferello